



2621/1#

PATENT  
ATTORNEY DOCKET NO. 0088/002001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kouji KITA  
Application No.: 09/915,532  
Filing Date: July 27, 2001  
Title : IMAGE PROCESSING METHOD, IMAGE PROCESSING DEVICE,  
IMAGE PROCESSING PROGRAM, AND RECORDING MEDIUM  
FOR RECORDING IMAGE PROCESSING PROGRAM

Art Unit: 2621  
Examiner: Sherali, I.

**ATTENTION: Technology Center 2621**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CONSIDERATION OF THE PETITION TO ACCEPT COLOR  
PHOTOGRAPHS FILED ON JULY 27, 2001

Sir:

Further to our telephone conversation with Examiner Sherali on June 7, 2005, applicant respectfully requests reconsideration of the Petition to Accept Color Photographs filed on July 27, 2001. Applicant hereby resubmits another copy of the following papers previously filed on July 27, 2001 according to Examiner Sherali's request:

- 1) Petition to Accept Color Photographs
- 2) Receipt for Filing dated July 27, 2001

These papers were previously filed on July 27, 2001 as evidenced by the enclosed a copy of applicant's receipt stamped by the U.S. Patent and Trademark Office mailroom. The original color photographs of Figs. 5-10 were submitted on July 27, 2001. Applicant respectfully requests the Examiner to enter these color photographs in the record.

06/17/2005 SDENB081 00000027 192586 09915532

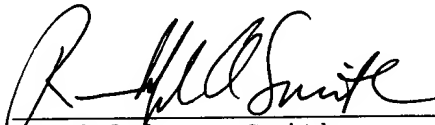
01 FC:1464 130.00 DA

REQUEST FOR CONSIDERATION OF THE PETITION TO ACCEPT COLOR  
PHOTOGRAPHS FILED ON JULY 27, 2001  
Application No. 09/915,532  
Page 2

If there are any questions regarding this application,  
please telephone the undersigned at the telephone number listed  
below.

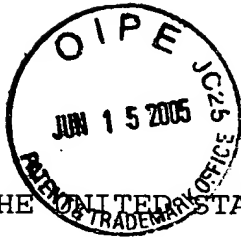
Respectfully submitted,

Date: June 15, 2005

  
Randolph A. Smith  
Reg. No. 32,548

**SMITH PATENT OFFICE**

1901 Pennsylvania Avenue, N.W.  
Suite 200  
Washington, D.C. 20006-3433  
(202) 530-5900 (phone)  
(202) 530-5902 (fax)  
Kita061505



PATENT  
ATTORNEY DOCKET NO. 0088/002001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kouji KITA  
Serial No. : filed concurrently  
Filing Date: July 27, 2001  
Title : IMAGE PROCESSING METHOD, IMAGE PROCESSING DEVICE,  
IMAGE PROCESSING PROGRAM, AND RECORDING MEDIUM  
FOR RECORDING IMAGE PROCESSING PROGRAM

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

PETITION TO ACCEPT COLOR PHOTOGRAPHS

Sir:

Pursuant to 1.84(b)(2), applicants hereby petition to accept color photographs in the above-identified application. The grantable petition under 37 CFR 1.84(a)(2) includes the following:

- i) The fee (\$130.00) set forth in 37 CFR 1.17(h)
- ii) Three (3) sets of color photographs;
- iii) A black and white photocopy that accurately depicts, to the extent possible, the subject matter shown in the color drawings; and
- iv) A Preliminary Amendment amending the specification to insert (unless the specification contains or has been previously amended to contain) the language as required by 1.84(a)(2)

The \$130.00 fee for filing this petition is currently due. Please charge this fee (\$130.00) to Deposit Account No. 19-2586, referencing attorney docket number 0088/002001. A duplicate copy of this transmittal letter is attached. It is believed that this fee covers all of the required fees for filing this petition; however, if any additional fees are required, please charge these

PETITION TO ACCEPT COLOR PHOTOGRAPHS

Application No.: filed concurrently

Applicant: Kouji KITA

Title: IMAGE PROCESSING METHOD, IMAGE PROCESSING DEVICE,  
IMAGE PROCESSING PROGRAM, AND RECORDING MEDIUM  
FOR RECORDING IMAGE PROCESSING PROGRAM

Page 2

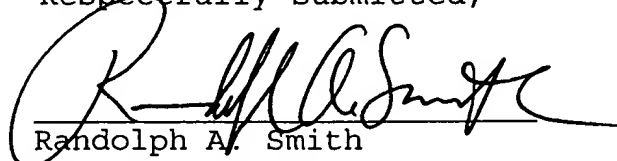
required fees to Deposit Account No. 19-2586, referencing  
attorney docket number 0088/002001.

Also, applicants hereby submit that color photographs are  
the only practicable medium for illustrating the claimed  
invention as set forth in 37 CFR 1.84(b)(1). These color  
photographs are necessary because the present invention relates  
to image processing of color pictures and these features cannot  
be seen clearly if the image is rendered in black and white.

In view of the above, it is respectfully requested that the  
color photographs be accepted in the application.

If there are any questions regarding this petition, or if it  
appears that a telephone conference would helpfully advance  
prosecution, please telephone the undersigned at the telephone  
number listed below.

Respectfully submitted,



\_\_\_\_\_  
Randolph A. Smith  
Reg. No. 32,548

Date: July 27, 2001

**SMITH PATENT OFFICE**

1901 Pennsylvania Ave., N.W.

Suite 200

Washington, DC 20006-3433

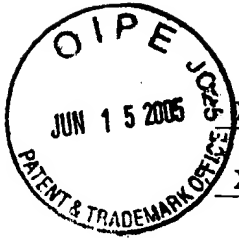
Telephone: 202/530-5900

Facsimile: 202/530-5902

Kita072701

**PLEASE STAMP AND RETURN TO ACKNOWLEDGE RECEIPT OF:**

Applicant: Kouji KITA  
Title : IMAGE PROCESSING METHOD, IMAGE PROCESSING DEVICE,  
IMAGE PROCESSING PROGRAM, AND RECORDING MEDIUM  
FOR RECORDING IMAGE PROCESSING PROGRAM



X Transmittal letter (in duplicate) 2 Pages  
X Nonprovisional US Patent Application: Total 60 Pages  
x Specification & Abstract (spec 50 pgs; Abs 1 pg) 51 Pages  
x Claims (22 total claims; 4 Ind) 9 Pages  
X Drawings (formal) (Figs. 1-11B) 11 Sheets  
X 3 sets of color photographs for Figs. 5-10 (6 Sheets)  
X 1 set of black & white copies of Figs. 5-10 (6 Sheets)  
X Petition to Accept Color Photographs (in duplicate) 2 Pages  
X Preliminary Amendment 5 Pages  
(including Version with Markings to Show Changes Made: 2 pages)  
X Declaration (signed) 2 Pages  
X Submission of Priority Document 1 page  
X Certified Copy of JP 2000-227896  
X Recordation Form Cover Sheet (in duplicate) 1 Page  
X Assignment (signed) 2 Pages  
X Postcard for receiving serial number of application  
X Authorization to charge Deposit Account No. 19-2586  
for the following fees:



Basic Filing Fee	\$710.00
Extra Claim Fee (in excess of twenty)	\$36.00
Extra Independent Claim Fee	\$80.00
Petition Fee under 37 CFR 1.17(h)	
for Submission of Color Photographs	\$130.00
Assignment Fee	\$40.00
TOTAL	<u>\$996.00</u>

Atty/Sec RAS/ms Case No. 0088/002001 Date July 27, 2001

**SMITH PATENT OFFICE**

1901 Pennsylvania Ave., N.W.  
Suite 200, Washington, DC 20006-3433  
(202) 530-5900 (phone)  
(202) 530-5902 (fax)